



\$D AK #25

PTO/SB/64 (05-03)

Approved for use through 04/30/2003. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)  
**END9 1998 0071 US 1**

First named inventor: **Michael W. Beach**

Application No.: **09/244,304**

Art Unit: **3624**

Filed: **02/03/1999**

Examiner: **G. R. Akers**

Title: **Preprocessor System and Method for Rejection of Duplicate Invoices**

**RECEIVED**

**MAY 19 2003**

Attention: Office of Petitions  
**Mail Stop Petition**  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
FAX: (703) 308-6916

Adjustment date: 05/28/2003 CKHLOK  
06/04/2002 AWONDAF1 00000051 090457 09244304  
01 FC:131 740.00 CR

05/28/2003 CKHLOK 00000011 090457 09244304  
01 FC:1801 740.00 CH

**OFFICE OF PETITIONS**

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703) 305-9282.

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus an extensions of time actually obtained.

**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee --required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

**1. Petition fee**

☐ Small entity-fee \$ \_\_\_\_\_ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

☒ Other than small entity - fee \$ **1300** (37 CFR 1.17(m))

**2. Reply and/or fee**

A. The reply and/or fee to the above-noted Office action in

the form of **CPA Request** (identify type of reply):

☒ has been filed previously on **May 29, 2002**

☐ is enclosed herewith.

B. The issue fee of \$ \_\_\_\_\_

05/16/2003 SLUANG1 00000040 09244304

☐ has been paid previously on \_\_\_\_\_

01 FC:1453

☐ is enclosed herewith.

1300.00 OP

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

## 3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ \_\_\_\_\_ for a small entity or \$ \_\_\_\_\_ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D))].

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

May 14, 2003

Date

Shelley M Beckstrand

Signature

Telephone

Number: 607 687-9913Shelley M Beckstrand

Typed or printed name

314 Main Street

Address

Owego, NY 13827

Address

Enclosures: ☒ Fee Payment (check)☐ Reply☐ Terminal Disclaimer Form☒ Additional sheets containing statements establishing unintentional delay☒ Other: State regarding treatment of CPA request

## CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

☒ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: **Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

☐ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 308-6916.

14 May 2003

Date

Judith Anne Beckstrand

Signature

JUDITH ANNE BECKSTRAND

Type or printed name of person signing certificate



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of

Applicant : M. W. Beach, et al.  
Serial No. : 09/244,304  
Filed : 3 Feb 1999  
Examiner : G. Akers  
Group : 3624  
Entitled : Preprocessor System and Method for Rejection  
of Duplicate Invoices  
Docket No. : END919980071US1 (aka EN998071)

**Statement Establishing Unintentional Delay Under 37 CFR  
1.137(b) and  
Statement Regarding Treatment of CPA Request**

Honorable Commissioner for  
Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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**MAY 19 2003**

**OFFICE OF PETITIONS**


Sir:

1. (a) On information and belief, the DECISION ON PETITION mailed in the above identified application in response to applicants petition under 37 CFR 1.137(a), filed May 29, 2002, to revive the above-identified application was correctly addressed to, but not received by, the undersigned.  
  
(b) Applicant has examined his docket file and time log and found no reference to nor copy of the DECISION ON PETITION, or the like, prior to May 8, 2003.  
  
(b) Further, on information and belief, the client IBM file for the above application has been checked and no such copy

or reference found.

- (c) All correspondence received from the USPTO with respect to any application pending before the USPTO has been and is opened by the undersigned, copied for his application files, and the original forwarded to the client IBM.
2. A Status Request was filed to inquire as to the status of examination of the above identified application on May 1, 2003, almost a year having elapsed since the filing of the above petition.
  3. A response to the Status Request including a copy of the DECISION ON PETITION dismissing the petition mailed on August 23, 2002 was received by the undersigned by facsimile transmission on May 8, 2003.
  4. The attached Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 CFR 1.137(b) is filed within one week of the response to the above Status Request.
  5. The request for continued prosecution application (CPA) filed May 29, 2002 in the above identified application is to be treated as a request for continued examination (RCE) of this application under 37 CFR 1.114 in this petition under 37 CFR 1.137(b).

Sincerely,

  
Shelley M Beckstrand  
Reg. No. 24,886

Date: 14 May 2003

Shelley M Beckstrand, P.C.  
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